



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2009 Assembly Bill 165

Senate Amendment 1

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Under current law, a municipality (any city, village, or town) may create a neighborhood improvement district (NID), upon being petitioned to do so by an owner of real property that is located in the proposed NID, if a number of steps are taken. If a NID is created under an approved operating plan, the municipality may impose special assessments on real property located within the NID to provide for the development and promotion of the NID. However, under current law, special assessments may not be imposed on any parcel of real property that is used exclusively for less than eight residential dwelling units and real property that is exempted from general property taxes.

Assembly Bill 165 provides that the *limitation* on the type of property upon which a special assessment may be imposed applies only to real property that is exempted from general property taxes. An assessment could therefore be imposed on any parcel of real property that is used exclusively for less than eight residential dwelling units.

Senate Amendment 1 to 2009 Assembly Bill 165 provides that the bill applies *only* to a first class city (Milwaukee). Special assessments in NIDs in Milwaukee may not be imposed on real property that is exempted from general property taxes, but may be imposed on real property in a NID used exclusively for less than eight residential dwelling units. Current law is retained for property in NIDs not located in Milwaukee.

Legislative History

Assembly Bill 165 was introduced on March 24, 2009 by Representative Richards and others; co-sponsored by Senator Plale and others. The Assembly Committee on Urban and Local Affairs recommended passage of the bill on a vote of Ayes, 6; Noes, 2, on May 8, 2009. The Assembly voted to pass the bill on a vote of Ayes, 53; Noes, 45, on May 13, 2009.

In the Senate, after a public hearing in an executive session, the Senate Committee on Labor, Elections and Urban Affairs voted to recommend concurrence in the bill on a vote of Ayes, 3; Noes, 2.

Senate Amendment 1 was offered by Senators Grothman and Plale and adopted by a voice vote on January 26, 2010. The Senate voted to concur in the bill, as amended, on a voice vote also on January 26, 2010. The bill was then ordered immediately messaged to the Assembly.

RW:jb;wu